

CALIFORNIA LEGISLATURE

2015–16 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED THIRTY-THIRD LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Tuesday, January 12, 2016

The Senate met at 9 a.m.

Hon. Jerry Hill, of the 13th District, presiding.

Secretary Daniel Alvarez at the Desk.

Assistant Secretary Zachary L. Twilla reading.

ROLL CALL

The roll was called and the following Senators answered to their names:

Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pavley, Roth, Stone, Vidak, Wieckowski, and Wolk—36.

Quorum present.

(NOTE: Senators Anderson and Runner will be excused this day due to illness. Senator Leyva will be excused this day on personal business. Senator Pan will be excused this day on legislative business.)



MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol
January 12, 2016

To the Senate of the State of California:

I have the honor to transmit to you herewith the following appointments heretofore made by me to offices which by law are to be filled by the Governor. These appointments are subject to Senate confirmation and consent. I hereby nominate these appointees to you and request your confirmation and consent.

Sincerely,

EDMUND G. BROWN JR., Governor

SUSANNE "LYNN" SADLER, has been appointed deputy director of the Division of Boating and Waterways at the California Department of Parks and Recreation. Sadler has been director of the California Public Utilities Commission, Office of Governmental Affairs since 2012. She was assistant public advisor for the California Energy Commission from 2010 to 2012, president and chief executive officer at the Mountain Lion Foundation from 1996 to 2010, and natural resources director at the Planning and Conservation League from 1989 to 1996. Sadler was a legislative consultant for the California State Senate Joint Committee on Science and Technology from 1986 to 1987, assistant director for information and policy coordination at the California Department of Personnel Administration from 1981 to 1982, and a staff member in the Office of Governor Edmund G. Brown Jr. from 1980 to 1981. Appointed 11/25/2015. Effective 01/04/2016.

Deputy Director, Division of Boating and Waterways, California Department of Parks and Recreation, vice, Sylvia Ortega Hunter, withdrawn from the Senate, 06/10/2014. Term ending at the pleasure of the Governor.



SCOTT M. KERNAN, has been appointed as Secretary for the California Department of Corrections and Rehabilitation. Kernan has served as undersecretary for operations at the California Department of Corrections and Rehabilitation since March 2015. He was owner at Kernan Consulting from 2011 to 2015. Kernan served as undersecretary for operations at the California Department of Corrections and Rehabilitation from 2008 to 2011, where he was chief deputy secretary of adult operations from 2007 to 2008 and deputy director of adult institutions from 2006 to 2007. He served as warden at California State Prison, Sacramento from 2004 to 2006 and warden at Mule Creek State Prison from 2003 to 2004, where he served as a chief deputy warden from 2001 to 2003 and as a correctional administrator from 2000 to 2001. Kernan served as a correctional captain at the California Department of Corrections and Rehabilitation from 1991 to 2000, where he was a correctional lieutenant from 1987 to 1991, an associate budget analyst from 1986 to 1987, a correctional sergeant from 1985 to 1986, and a correctional officer from 1983 to 1985. He served in the U.S. Navy from 1979 to 1982. Appointed 12/28/2015. Effective 01/04/2016.

Secretary, California Department of Corrections and Rehabilitation, vice, Jeffrey Beard, resigned 01/01/2016. Term ending at the pleasure of the Governor.

KEVIN R. CHAPPELL, has been appointed to the Board of Parole Hearings. Chappell has been a correctional administrator retired annuitant at California Correctional Health Care Services since 2015. He served as warden at San Quentin State Prison from 2012 to 2014, and held several positions at Folsom State Prison from 2010 to 2012, including chief deputy warden and associate warden. Chappell was chief of the Classification Services Unit at the California Department of Corrections and Rehabilitation from 2009 to 2010, where he was facility captain from 2006 to 2008 and a correctional administrator in the Division of Adult Institutions from 2008 to 2009. He was a lieutenant at the Richard A. McGee Correctional Training Center from 2004 to 2006, served in several positions at the California Medical Facility, Vacaville from 1995 to 2004, including lieutenant, counselor, and sergeant, and was a correctional officer at Folsom State Prison from 1987 to 1995. Appointed 12/31/2015. Effective 01/04/2016.

Commissioner, Board of Parole Hearings, vice, Amarik Singh, resigned 12/31/2015. Term ending 07/01/2017.

Above appointments referred to the Committee on Rules.



MESSAGES FROM THE ASSEMBLY

Assembly Chamber, January 11, 2016

Mr. President: I am directed to inform your honorable body that the Assembly on this day adopted:

ACR 110

E. DOTSON WILSON, Chief Clerk of the Assembly

FIRST READING OF ASSEMBLY MEASURES

The following measure was read and referred to the Committee on Rules:

Assembly Concurrent Resolution 110—Relative to Korean-American Day.

REPORTS OF STANDING COMMITTEES**Committee on Public Safety**

Date of Hearing, January 12, 2016

Mr. President: The Committee on Public Safety, to which was referred:

SB 617

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Rules.

HANCOCK, Chair

Above bill re-referred to the Committee on Rules.

Committee on Natural Resources and Water

Date of Hearing, January 12, 2016

Mr. President: The Committee on Natural Resources and Water, to which was referred:

SB 554

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations.

PAVLEY, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Veterans Affairs

Date of Hearing, January 12, 2016

Mr. President: The Committee on Veterans Affairs, to which was referred:

SB 112

Reports the same back with the recommendation: Do pass as amended.

NIELSEN, Chair

Above bill ordered to second reading.



Committee on Rules

Senate Chamber, January 12, 2016

Mr. President: The Chair of the Committee on Rules, to which was referred:

SJR 19

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DE LEÓN, Chair

Second Reading of Bills—Author's Amendments

Senate Joint Resolution 19—Relative to women's reproductive health.

Resolution read second time.

The amendments were read and adopted and the measure ordered printed, engrossed, and re-referred to the committee.

Committee on Judiciary

Date of Hearing, January 12, 2016

Mr. President: The Committee on Judiciary, to which was referred:

SB 661

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations.

JACKSON, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Transportation and Housing

Date of Hearing, January 12, 2016

Mr. President: The Committee on Transportation and Housing, to which were referred:

SB 384

SB 681

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations.

BEALL, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing, January 12, 2016

Mr. President: The Committee on Transportation and Housing, to which was referred:

SB 247

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Energy, Utilities and Communications.

BEALL, Chair

Above bill re-referred to the Committee on Energy, Utilities and Communications.

INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measures were introduced, read the first time and transmitted to the Committee on Rules for assignment:

Senate Bill 868: By Senator Jackson—An act to amend Section 21012 of, and to add Part 1.5 (commencing with Section 21750) to Division 9 of, the Public Utilities Code, relating to aviation.

Senate Bill 869: By Senator Hill—An act to add Section 25452 to the Penal Code, relating to firearms.

Senate Bill 870: By Senator Roth—An act to amend Section 273.5 of the Penal Code, relating to domestic violence.

SENATE COMMITTEE ROLL CALLS**Committee on Judiciary**

SB 661—Do pass and re-refer to the Committee on Appropriations
AYES (5)—Senators Hertzberg, Jackson, Leno, Monning, and Wieckowski.
NOES (1)—Senator Moorlach.

Date of Hearing: 1/12/2016

Jackson, Chair

Committee on Natural Resources and Water

SB 554—Do pass and re-refer to the Committee on Appropriations
AYES (9)—Senators Allen, Hertzberg, Hueso, Jackson, Monning, Pavley, Stone, Vidak, and Wolk.
NOES (0)—None.

Date of Hearing: 1/12/2016

Pavley, Chair

Committee on Public Safety

SB 617—Do pass and re-refer to the Committee on Rules
AYES (5)—Senators Glazer, Hancock, Leno, Liu, and Monning.
NOES (1)—Senator Stone.

Date of Hearing: 1/12/2016

Hancock, Chair

Committee on Transportation and Housing

SB 247—Do pass and re-refer to the Committee on Energy, Utilities and Communications
AYES (8)—Senators Allen, Beall, Cannella, Galgiani, McGuire, Mendoza, Roth, and Wieckowski.
NOES (0)—None.

SB 384—Do pass and re-refer to the Committee on Appropriations
AYES (9)—Senators Allen, Bates, Beall, Cannella, Gaines, Galgiani, McGuire, Mendoza, and Roth.
NOES (0)—None.

SB 681—Do pass and re-refer to the Committee on Appropriations
AYES (10)—Senators Allen, Bates, Beall, Cannella, Gaines, Galgiani, McGuire, Mendoza, Roth, and Wieckowski.
NOES (0)—None.

Date of Hearing: 1/12/2016

Beall, Chair



Committee on Veterans Affairs**SB 112**—Do pass as amended

AYES (5)—Senators Allen, Hueso, Nguyen, Nielsen, and Roth.

NOES (0)—None.

Date of Hearing: 1/12/2016

Nielsen, Chair

LEAVES OF ABSENCE

The following Senators were granted leaves of absence for the day due to illness: Senators Anderson and Runner.

The following Senator was granted leave of absence for the day on personal business: Senator Leyva.

The following Senator was granted leave of absence for the day on legislative business: Senator Pan.

REQUESTS TO ADJOURN IN MEMORIAM

Senator Anderson requested that when the Senate adjourns this day it do so in memory of Jeanette C. Hollingworth of San Diego.

Senator Berryhill requested that when the Senate adjourns this day it do so in memory of Dino Petrucci of Madera.

ADJOURNMENT

At 3:30 p.m., the Senate adjourned pursuant to the Senators' requests until 9 a.m., Wednesday, January 13, 2016.

NEVA MARIE PARKER, Minute Clerk

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